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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Continued Prosecution Application of:

Goto *et al.*

Appl. No.: 09/338,063

Filed: June 23, 1999

For: **Novel Proteins and Methods for  
Producing the Proteins**

Art Unit: 1644

Examiner: Ewoldt, G.

Atty. Docket: 16991.005

**Response to Office Action**

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OCT 11 2002

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Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action dated April 9, 2002, (Paper Number 31), Applicants submit the following amendments and remarks.

**In the Specification**

BEFORE "Industrial availability," and AFTER the text inserted in the preliminary amendment dated May 2, 2001, on page 86, line 4, please add the following:

The hybridomas will be maintained in a public depository for a term of at least 30 years and at least five years after the most recent request for the furnishing of a sample of the deposit is received by the depository. In any case, samples will be stored under agreements that would make them available beyond the enforceable life of any patent issuing from the above-referenced application.

**In the Claims**

Please amend claim 49 as follows:

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